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13 Attorneys for Defendants
UBER TECHNOLOGIES, INC.
14 and OTTOMOTTO LLC

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 WAYMO LLC,
19 Plaintiff,
20 v.
21 UBER TECHNOLOGIES, INC.,
22 OTTOMOTTO LLC; OTTO TRUCKING LLC,
23 Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF MICHELLE
YANG IN SUPPORT OF
DEFENDANTS' ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
PORTIONS OF THEIR PRECIS
LETTER REQUESTING
PERMISSION TO FILE MOTION
FOR SUMMARY JUDGMENT**

1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this
3 declaration based upon matters within my own personal knowledge and if called as a witness, I
4 could and would competently testify to the matters set forth herein. I make this declaration in
5 support of Defendants' Administrative Motion to File Under Seal Portions of Their Precis Letter
6 Requesting Permission to File Motion for Summary Judgment.

7 2. I have reviewed the following documents and confirmed that only the portions
8 identified below merit sealing:

Document	Portions to Be Filed Under Seal	Designating Party
Precis Letter Requesting Permission to File Motion for Summary Judgment ("Precis")	Highlighted Portions	Defendants (blue) Plaintiff (green)
Exhibit 2	Highlighted Portions	Defendants (blue) Plaintiff (green)
Exhibit 3	Entirety	Defendants
Exhibits 4-7	Entirety	Plaintiff

17 3. The blue-highlighted portions of the Precis, the blue-highlighted portions of
18 Exhibit 2, and the entirety of Exhibit 3 contain highly confidential information regarding the
19 technical details of Uber's LiDAR systems, including a detailed schematic showing how one
20 element of the system functions. This highly confidential information is not publicly known, and
21 its confidentiality is strictly maintained. Disclosure of this information could allow competitors
22 to obtain a competitive advantage over Uber by giving them details into the technical components
23 of Uber's LiDAR sensors, such that Uber's competitive standing could be significantly harmed.

24 4. The green-highlighted portions of the Precis and the entireties of Exhibits 4-7
25 contain information that has been designated "Highly Confidential – Attorneys' Eyes Only" by
26 Waymo in accordance with the Patent Local Rule 2-2 Interim Model Protective Order
27 ("Protective Order"), which the parties have agreed governs this case (Transcript of 3/16/2017
28

1 Hearing, page 6). Defendants file this material under seal in accordance with Paragraph 14.4 of
2 the Protective Order.

3 5. Defendants' request to seal is narrowly tailored to the portions of the Precis and its
4 supporting papers that merit sealing.

5 I declare under penalty of perjury that the foregoing is true and correct. Executed this
6 15th day of August, 2017 in Los Angeles, California.

7
8 /s/ Michelle Yang

Michelle Yang

9
10
11 **ATTESTATION OF E-FILED SIGNATURE**

12 I, Arturo J. González, am the ECF User whose ID and password are being used to file this
13 Declaration. In compliance with General Order 45, X.B., I hereby attest that Michelle Yang has
14 concurred in this filing.

15 Dated: August 15, 2017

16 /s/ Arturo J. González

Arturo J. González